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**Customer No. 01333****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Jeffrey W. Leon, et al

**BIOLOGICAL MICROARRAY  
COMPRISING POLYMER  
PARTICLES AND METHOD OF USE**

Serial No. 10/658,438


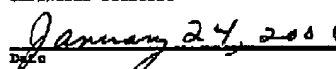
Filed 09 September 2003

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA. 22313-1450

Sir:

Group Art Unit: 1641

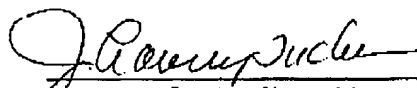
Examiner: Unsu Jung

I hereby certify that this correspondence was sent  
by facsimile transmission to the United States  
Patent and Trademark Office on the date set forth  
below.  
Christine Tolhurst  
by January 24, 2006**LETTER TO THE PATENT OFFICE**

Enclosed please find two corrected Terminal Disclaimers. Please substitute these for the Terminal Disclaimers previously faxed to you on 1/20/06.

These Terminal Disclaimers are being substituted to correct the form used for prior art patent numbers, which should have been the form for serial numbers for a pending second application including the correct serial numbers.

Respectfully submitted,

  
Attorney for Applicant(s)  
Registration No. 27,678J. Lanny Tucker/ct  
Rochester, NY 14650  
Telephone: 585-477-7418  
Facsimile: 585-477-1148

If the Examiner is unable to reach the Applicant(s) Attorney at the telephone number provided, the Examiner is requested to communicate with Eastman Kodak Company Patent Operations at (585) 477-4656.

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*Christine Tolhurst*  
Christine Tolhurst

*January 24, 2006*  
Date

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JAN 24 2006

**CORRECTED TERMINAL DISCLAIMER TO OBVIATE A DOUBLE  
PATENTING  
REJECTION OVER A PENDING SECOND APPLICATION**

The owner, Eastman Kodak Company of the entire interest in the instant application, hereby disclaims except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending second Application No. 10/658,009. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the second application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of any patent granted on the second application, as shortened by any terminal disclaimer filed prior to the patent grant on the second application, in the event that any patent granted on the second application: expires for failure to pay

a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

☒ The undersigned is an attorney of record. (If this box is not checked do not use this form)

Jan. 24, 2006  
Date

Telephone: 585-477-7418

Facsimile: 585-477-1148

/cl

J. Lanny Tucker  
J. Lanny Tucker

Attorney of Record

Registration No. 27,678

☒ Please charge the fee to Eastman Kodak Company Deposit  
Account 05-0225. (A duplicate copy of this request is enclosed)

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*Christine Polk*  
Christine Polk

*January 24, 2006*  
Date

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